

Stockton Police Officer; SEAN)
MCPHERSON, in his individual capacity)
and as a City of Stockton Police Officer;)
JEREMIAH SKAGGS, in his individual)
capacity and as a City of Stockton Police)
Officer; ZACHARY ADAMS, in his)
individual capacity and as a City of)
Stockton Police Officer; and DOES 1-50,)
inclusive.)
Defendants.

Plaintiff and Defendants, by and through their designated counsel, hereby stipulate and agree as follows:

WHEREAS, Defendants' lead counsel, Mark. E. Berry, required emergency hospitalization on September 20, 2022 and remained hospitalized until September 27, 2022. Mr. Berry suffered a near-fatal double pulmonary embolism with associated bi-lateral pneumonia. Upon Mr. Berry's release from the hospital, he was unable to work and has been placed on a limited work schedule until at least November 3, 2022.

WHEREAS, the parties recently agreed to mediation or other early ADR process and are in the early process of selecting a mediator.

WHEREAS, to accommodate Mr. Berry's health issues and schedule a meaningful mediation the parties are requesting a 90 extension of the current scheduling order and the designation of experts to follow the close of fact discovery.

| ACTIVITY | CURRENT DATE | PROPOSED DATE |
|--------------------------------------|------------------|-------------------|
| Fact Discovery Cut-Off | January 15, 2023 | April 17, 2023 |
| Expert Discovery Opening Reports | December 1, 2022 | May 17, 2023 |
| Expert Rebuttal | April 13, 2023 | July 12, 2023 |
| Expert Discovery Cut-Off | May 16, 2023 | August 14, 2023 |
| Last Day to File Dispositive Motions | August 20, 2023 | November 20, 2023 |

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1 **IT IS SO STIPULATED.**

2
3 Dated: November 1, 2022

POINTER AND BUELNA

4 By: /s/ Patrick Buelna (as authorized 11/1/22)

5 PATRICK BUELNA

6 Counsel for Plaintiff

7 Dated: November 1, 2022

THE SLATER LAW FIRM, APC

8 By: /s/ Michael A. Slater (as authorized 11/1/22)

9 MICHAEL A. SLATER

10 Counsel for Plaintiff

11 Dated: November 1, 2022

MAYALL HURLEY

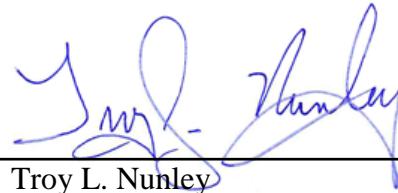
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13 By: /s/ Mark E. Berry

14 MARK EMMETT BERRY

15 COUNSEL FOR DEFENDANTS

16 **IT IS SO ORDERED.**

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18 Dated: November 2, 2022

19 
Troy L. Nunley

20 United States District Judge